

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.

MAY 23 PM 12:13

UNITED STATES OF AMERICA

ROBERT A. MURKOFF  
CLERK, U.S. DIST. CT.  
W.D. OF TN, MEMPHIS

Plaintiff

VS.

CR. NO. 04-20476-D

DAVID TATE

Defendant.

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ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY  
AND SETTING

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This cause came on for a report date on May 19, 2005. At that time, counsel for the defendant requested a continuance of the June 6, 2005 trial date in order to allow for additional preparation in the case.

The Court granted the request and reset the trial date to July 5, 2005 with a report date of Thursday, June 30, 2005, at 9:00 a.m., in Courtroom 3, 9th Floor of the Federal Building, Memphis, TN.

The period from May 13, 2005 through July 15, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(B)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 20 day of May, 2005.

*Bernice B. Donald*  
BERNICE B. DONALD  
UNITED STATES DISTRICT JUDGE



# Notice of Distribution

This notice confirms a copy of the document docketed as number 101 in case 2:04-CR-20476 was distributed by fax, mail, or direct printing on May 23, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT